

**TENNESSEE BOARD OF NURSING
GROUND FLOOR, CORDELL HULL BUILDING
CUMBERLAND ROOM
425 FIFTH AVENUE NORTH
NASHVILLE, TN 37247-1010**

March 2-3, 2005

MINUTES

Call to Order	C. Stegbauer, Chairman, called the meeting to order at 8:30 a.m. on Wednesday, March 2, 2004.
Roll Call/Declaration of Quorum	The Chairman declared a quorum present.
Members Present	Barbara Brennan, R.N. Lori Casper, L.P.N. Wanda Hooper, R.N. Sheila Jackson Priebel, Public Member Donna Roddy, R.N., Vice Chairman Dava Shoffner, R.N. Cheryl Stegbauer, R.N., Chairman
Members Absent	Wilmetta Collie, L.P.N. Barbara Wallace, L.P.N.
Staff Present	Elizabeth Lund, Executive Director Martha Barr, Assc. Executive Director Madeline Coleman, Nursing Consultant Richard Russell, Deputy General Counsel Robbie Bell, Director, Health Related Boards Brandi Bozarth, Assistant General Counsel Raney Irwin, Assistant General Counsel Teddy Wilkins, Paralegal Wilma James, Deputy General Counsel Gerry Crownover, Assistant General Counsel Elisha Hodge, Assistant General Counsel Laurie Doty, Deputy General Counsel
Approval of Minutes	D. Shoffner moved and seconded by L. Casper to approve the December 13-14 minutes as distributed.

7-yes
Carried

Introduction of Staff	C. Stegbauer, E. Lund, Richard Russell and Wilma James introduced the staff present.
Recognition and Welcome to Visitors	C. Stegbauer recognized and welcomed the following guests: Four Rivers Practical Nursing Program Tennessee Wesleyan Fort Sanders Baccalaureate Nursing Program Motlow Community College AD Nursing Program
Consent Agenda Items	<p>B. moved and seconded by D. Shoffner to adopt the following consent agenda items:</p> <ol style="list-style-type: none"> 1. Executive Director's Report 2. OGC Report 3. Health Related Board's Report 4. Financial Report 5. School Announcements 6. Approval of Professional and Practical Nursing Programs <p style="text-align: center;">7-yes Carried</p>
Consent Orders	W. James, Deputy General Counsel, explained consent orders. Consent orders are similar to agreed orders in that they include facts, conclusions of law, are agreed by respondent and signed off by OGC. Consent orders have not been assigned document numbers and are presented to the board prior to having been filed in the administrative procedure division before an administrative law judge assigned. Advantages includes: expedites cases and provides cost savings for the board.

Michael Ramel
RN #116782

Administrative Law Judge: Madeline Williams
Attorney for the State: Brandi Bozarth
Respondent: present, represented by Tony Lee, Jr.

B. Brennen moved and seconded by D. Roddy to find in the case of Michael Ramel the facts alleged in the notice of charges true, 10, 11, 12, 14 amended), 15 (amended), 18 (amended).

6-yes
1-no
Carried

D. Shoffner moved and seconded by W. Hooper to amend the findings of fact 14 and 15.

6-yes
1-no
Carried

W. Hooper moved and seconded by D. Shoffner to find the causes of action a violation of T.C.A. 63-7-115(a)(1) and Rule 1000-1-.13(a), 1000-1-.14(1)(a)(4)(5) and 1000-1-.14(b)(2)(4)(5)(14).

7-yes
Carried

D. Shoffner moved and seconded by D. Roddy to suspend the RN license of Michael Ramel, assess two type A civil penalties totaling \$2,000.00 and require the following:

1. Immediate evaluation through PAP.
2. Attendance – OSHA guideline course.
3. Course in ethics.
4. Contract with PAP.
5. Return to Application Review Committee (ARC).
6. ARC take action based on recommendation of evaluation.

7-yes
Carried

It is the policy of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds this respondent guilty of multiple improprieties – making the board action appropriate.

7-yes
Carried

Mary Harris
RN #69791

Administrative Law Judge: Madeline Williams
Attorney for the State: Brandi Bozarth
Respondent: present, represented by Greg Smith

B. Brennan moved and seconded by D. Roddy to find in the case of Mary Harris the facts alleged in the Notice of Charges true, 10-15.

7-yes
Carried

B. Brennan moved and seconded by W. Hooper to find the causes of action a violation of T.C.A. 63-7-115(a)(1)(F).

7-yes
Carried

B. Brennan moved and seconded by S. Priebel to reprimand the RN license #69791 of Mary Harris, assess the costs of prosecution, refer her to PAP for evaluation for fitness within 30 days and contract with PAP as indicated (must maintain compliance).

7-yes
Carried

It is the policy of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds this respondent guilty of unprofessional conduct making the board's action appropriate.

7-yes
Carried

Recess 9:30 p.m.

Reconvene	The meeting of the Board of Nursing reconvened at 8:45 a.m. on Thursday, March 3, 2005.
Open Forum	C. Stegbauer announced an Open Forum:
Legislation	<p>Wilhelmina Davis, TNA Lobbyist, provided an oral report on the following bills:</p> <ol style="list-style-type: none"> 1. Mandatory Overtime – TNA bill 2. Nurse Revision Act – TNA bill 3. Collaborative Agreement – TNA working with TMA 4. Loan Scholarship Bill – SB447 TNA bill 5. Licensing of Veterans as nurses – HB850, HB851 Board of Nursing strongly approves this bill. 6. Anesthesia Administration – SB1709 TNA has not taken a position. 7. Unlicensed Personnel Medication Administration – SB11132, SB2284. 8. Pronouncement of Death SB991- 9. Per Diem – SB346 <p>D. Roddy moved and seconded by W. Hooper to oppose current bills written that change requirements for eligibility for licensure and ability to sit for NCLEX. The board supports the language in the current law.</p>
Rules Report	<p>J. Kosten, Rules Coordinator, addressed the board. He reported on the February 17, 2005 rulemaking hearing relative to: LPN IV therapy, deletion of temporary certificates of fitness, requirement to pass NCLEX and deletion of requirement for master's degree in nursing so that rules are consistent with statute.</p> <p>W. Hooper moved and seconded by D. Shoffner to table the discussion regarding LPN IV therapy rulemaking and bring forward at the next business meeting.</p>

7-yes
Carried

S Priebe moved and seconded by D. Roddy to adopt the following rules:

Department of Health
Rulemaking Hearing Rules
Board of Nursing
Division of Health Related Boards

Chapter 1000-1
Rules and Regulations of Registered Nurses

Chapter 1000-2
Rules and Regulations of Licensed Practical Nurses

Chapter 1000-4
Advanced Practice Nurses & Certificates of Fitness to Prescribe

Amendments

Rule 1000-1-.12, Fees, is amended by deleting subparagraph (1) (j) in its entirety and renumbering the remaining subparagraphs accordingly.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-7-123, 63-7-126, and 63-7-207.

Rule 1000-1-.17, Interstate Nurse Licensure, is amended by deleting paragraph (2) but not its subparagraphs and substituting instead the following language, so that as amended, the new paragraph (2) but not its subparagraphs shall read:

- (2) Issuance of License by a Compact Party State—No applicant for initial licensure may be issued a compact license granting a multi-state privilege to practice unless the applicant first obtains a passing score on the applicable National Council Licensure Examination (NCLEX) or its predecessor examination used for licensure.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-7-105, 63-7-113, 63-7-207, and 63-7-301, et seq.

Rule 1000-2-.16, Interstate Nurse Licensure, is amended by deleting paragraph (2) but not its subparagraphs and substituting instead the following language, so that as amended, the new paragraph (2) but not its subparagraphs shall read:

- (2) Issuance of License by a Compact Party State—No applicant for initial licensure may be issued a compact license granting a multi-state privilege to practice unless the applicant first obtains a passing score on the applicable National Council Licensure Examination (NCLEX) or its predecessor examination used for licensure.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-7-110, 63-7-113, 63-7-207, and 63-7-301, et seq.

Rule 1000-4-.03, Advanced Practice Nurse Certificate, is amended by deleting paragraphs (2) and (3) in their entirety and substituting instead the following language, and is further amended by deleting paragraphs (4) and (5) in their entirety, so that as amended, the new paragraphs (2) and (3) shall read:

- (2) Holds a master's degree or higher in a nursing specialty and has completed preparation in advanced practice nursing at the master's, post-master's, doctoral, or post-doctoral level unless:
 - (a) national certification in a nursing specialty and licensure in Tennessee as a registered nurse was obtained prior to July 1, 2005; or
 - (b) national certification in a nursing specialty and licensure as a registered nurse with the multistate licensure privilege to practice in Tennessee was obtained prior to July 1, 2005; and
- (3) A current national specialty certification in the appropriate nursing specialty area.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-7-126, 63-7-207, and 63-7-302.

Rule 1000-4-.06, Fees, is amended by deleting subparagraph (1) (a) in its entirety and substituting instead the following language, and is further amended by deleting subparagraph (1) (c) in its entirety and renumbering subparagraphs (1) (d) and (1) (e) as subparagraphs (1) (c) and (1) (d), so that as amended, the new subparagraph (1) (a) shall read:

- (1) (a) Application for Advanced Practice Nurse Certificate \$200.00
(includes fee for Certificate of Fitness to Prescribe as provided in rule 1000-1-.12 [1] [i], if applicable).
If a Certificate of Fitness to Prescribe has previously been obtained by the applicant (including payment of the applicable fee), this application fee shall be waived.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-7-123, 63-7-126, and 63-7-207.

Repeal

Rule 1000-4-.05, Temporary Certificate of Fitness, is repealed.

Authority: T.C.A. §§ 4-5-202, 4-5-204, and 63-7-207.

Legal Contact: Richard Russell, Deputy General Counsel, Office of General Counsel, 26th Floor, William R. Snodgrass Tennessee Tower, 312 Eighth Avenue North, Nashville, TN 37247-0120 615-741-1611.

Contact for disk acquisition and/or party who will approve final copy for publication: Jerry Kosten, Regulations Manager, Division of Health Related Boards, First Floor, Cordell Hull Building, 425 Fifth Avenue North, Nashville, TN 37247-1010 615-532-4397.

Signature of the agency officer or officers directly responsible for proposing and/or drafting these rules:

Elizabeth Lund, Executive Director
Board of Nursing

The roll call vote by the Board of Nursing on these rulemaking hearing rules was as follows:

Board Members	Aye	No	Abstain	Absent
Barbara T. Brennan, R.N.	<u>X</u>	_____	_____	_____
Wanda Hooper, R.N.	<u>X</u>	_____	_____	_____
Donna Roddy, R.N.	<u>X</u>	_____	_____	_____
Dava Shoffner, R.N.	<u>X</u>	_____	_____	_____
Cheryl Stegbauer, R.N.	<u>X</u>	_____	_____	_____
Wilmetta Collie, L.P.N.	_____	_____	_____	<u>X</u>
Lori N. Casper, L.P.N.	<u>X</u>	_____	_____	_____
Barbara Wallace, L.P.N.	_____	_____	_____	<u>X</u>
Sheila Jackson-Priebel, J.D.	<u>X</u>	_____	_____	_____

I certify that this is an accurate and complete copy of rulemaking hearing rules, lawfully promulgated and adopted by the Board of Nursing on the 3rd day of March, 2005.

Further, I certify that the provisions of T.C.A. § 4-5-222 have been fully complied with, that these rules are properly presented for filing, a notice of rulemaking hearing has been filed in the Department of State on the 15th day of December, 2004 and such notice of rulemaking hearing having been published in the January 14th, 2005 issue of the Tennessee Administrative Register, and such rulemaking hearing having been conducted pursuant thereto on the 17th day of February, 2005.

Robbie H. Bell, Director
Health Related Boards

Subscribed and sworn to before me this the 3rd day of March, 2005.

Notary Public

My commission expires on the 25th day of March, 2006.

All rulemaking hearing rules provided for herein have been examined by the Attorney General and Reporter of the State of Tennessee and are approved as to legality pursuant to the provisions of the Administrative Procedures Act, Tennessee Code Annotated, Title 4, Chapter 5.

Paul G. Summers
Attorney General and Reporter

The rulemaking hearing rules set out herein were properly filed in the Department of State on the day of _____, 200__, and will become effective on the ___ day of _____, 200__.

Riley C. Darnell
Secretary of State

By: _____

Volunteer Practice	D. Shoffner moved and seconded by L. Casper to hold a rulemaking hearing on volunteer practice. 7-yes Carried
Criminal Background Checks	S. Priebe moved and seconded by D. Shoffner to hold a rulemaking hearing on criminal background checks. 7-yes Carried
Investigation Report	Denise Moran, Director of Investigations, presented an oral and written report. Complaints in 2004 were up by 27.8%. Written report on file.
OGC Report	R. Russell presented an oral report. Wilma James appointed deputy general counsel for litigation Laurie Doty, former deputy general counsel for the board, moved to Medical Board.
Tennessee Center for Nursing	Ann Duncan, Executive Director, presented an oral and written report. The scholarship bill needs a repayment clause. Ann distributed an embargoed report. "Curing the Crisis: A Master Plan for Tennessee." TCN budget request includes a request for a new position. B. Brennan moved and seconded by L. Casper to extend the contract for TCN with the provision that the researcher position be made in the context of a return on investment and approve a 2% salary adjustment. 7-yes Carried
PAP	M. Hackneder presented a written and oral report.
Trevecca Nazarene University	Speaking to the program: Katherine Duffy, CNO, Centennial Medical Center Dr. Debra Wallaber, Dean, College of Health Sciences, Belmont University Dr. Reed, President Trevecca University Dr. Pussey – Vice President for Academic Affairs, Trevecca University

S. Priebe moved and seconded by D. Shoffner to grant the request for a letter of intent and initial approval to Trevecca University to begin a baccalaureate nursing program in partnership with Belmont University.

7-yes
Carried

Crichton College

Speaking to the Program:
Pat Cooper, Activity Director
Dr. Bryan, President

D. Shoffner moved and seconded by B. Brennan to approve a letter of intent to being a baccalaureate completion program at Crichton College under the following conditions prior to granting initial approval:

1. director with appropriate credentials and experience
2. financial resources necessary to support the program
3. curriculum modification as directed
4. criteria for faculty

7-yes
Carried

Bethel College

Speaking to the Program
Dr. Jenny Johnsonius, Director, Department of Nursing
Melissa Bailey Swinea, Nursing Practice Coordinator
Reverend Robert Prosser, President

D. Shoffner moved and seconded by B. Brennan to grant initial approval to begin a baccalaureate nursing program contingent upon documents discussed being submitted to board staff. No advertisement or admission of students may occur until staff approve the following:

- signed collaborative teaching agreement/contract with Baptist College of Health Sciences including specifics of contract with courses to be taught
- Contract with Baptist Hospital for clinical placement of students
- course titled "Dimensions in Nursing" is to be changed to reflect in both title and description that it is a health assessment course (including physical assessment)

- program leadership with a person who has previously directed a comparable program or enter into a contractual agreement with a qualified consultant to provide monitoring and program oversight
- provide time line for program implementation with specific dates

2-yes

4-no

1-abstain

Did Not Carry

D. Roddy moved and seconded by S. Priebel to defer action on this request until the next business meeting of the board.

6-yes

1-abstain

Carried

Ronald Craig Boone
LPN #52659

Administrative Law Judge: Madeline Williams
Attorney for the State: Laurie Doty
Respondent: present, represented by Frank Scanlon

B. Brennan moved and seconded by D. Roddy to find in the case of Ronald C. Boone the facts alleged in the notice of charges true, 1-5 as amended.

6-yes
Carried

B. Brennan moved and seconded by S. Priebel to dismiss the charges.

6-yes
Carried

Consent Orders/Agreed Orders

D. Shoffner moved and seconded by W. Hooper to adopt the following:

Rita G. Ruby 3307 East 44 th St. Chattanooga, TN 37407	39168	5-31-06	Probation 2 years concurrent with TNPAP control
Janice L.B. Wynn P.O. Box 187 Covington, TN 38019	34475	12-31-04	Probation one year, continuing education \$500 civil penalty
Shane M. Hensley 4149 Carters Vally Rd. Church Hill, TN 37642	58015	4-30-05	Revocation
John M. Glidewell 1410 Elliston St. Old Hickory, TN 37138	83802	8-31-05	Probation one year
Susan D. Skaggs 3654 Apostle Rd., Apt. 5 Morristown, TN 37814	46012	4-30-06	Probation 3 years, continuing education, \$1,000 civil penalty, costs of prosecution
Charles Trevor Brashier P.O. Box 128 Clifton, TN 38425	116444 7651	7-31-06 7-31-06	Probation 3 years, TNPAP contract
Michael T. Burkhart 3660 Dreher Lane Chattanooga, TN 37419	105877	4-30-04	Probation 3 years, TNPAP contract
Linda Fenley Inmate #371990 MLCC Annex 1-11 6000 State Road Memphis, TN 38134	57549	9-30-03	Revocation \$9,000 civil penalty plus costs
Charlotte E.S. Fisher 708 Lena St. Nashville, TN 37208	13474	11-30-05	Probation 3 years, TNPAP contract suspended until contract
Janet Piplin Freeman 221 Cogdill Rd. Knoxville, TN 37922	10095	11-30-06	Revoked, \$1,000 civil cost of prosecution

Tara R. Lyle CMCF 1-A/ A Building P.O. Box 88550 Pearl, MS 39288-8550	121576	11-30-04	Revoked
Lucy M. Y. Shaw 1011 North Highland Ave. Jackson, TN 38301	38676	9-30-05	Suspended until expiry date, will not renew \$1,000 civil penalty
Rebecca A. Venable 214 Sernea Lane Tazewell, TN 37879	57014	10-31-05	Suspension until TNPAP evaluation, contract with TNPAP as needed, assessment of costs
Rhonda Renae Mobley 11355 North Main St. TN Ridge, TN 37178	51677	5-31-04	Letter of reprimand

7-yes
Carried

Mary Sharlene Yopp
LPN #53941

Administrative Law Judge: Madeline Williams
Attorney for the state: Raney Irwin
Respondent: present and not represented by counsel

D. Roddy moved and seconded by D. Shoffner to find in the case of Mary S. Yopp the facts alleged in the Notice of Charges true, as listed 10-15.

7-yes
Carried

D. Roddy moved and seconded by D. Shoffner to find the causes of action a violation of T.C.A. 63-7-115(a)(1)(B) and Rule 1000-2-.13.

7-yes
Carried

D. Roddy moved and seconded by S. Priebel to revoke the LPN license of Mary S. Yopp request TNPAP to waive fee and notify employer.

6-yes
1-no
Carried

It is the policy of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds this respondent guilty as charged making the action of revocation appropriate.

7:30 p.m. Lori Casper absent. Six board members present.

Phillip Todd Ewing
#100821

Administrative Law Judge: Madeline Williams
Attorney for the State: Raney Irwin
Respondent: not present

S. Priebel moved and seconded by B. Brennan to deny the
petition for reconsideration.

5-yes
1-abstain
Carried

8:00 p.m. Donna Roddy absent. Five board members present.

Patricia Smith
LPN #44224

Administrative Law Judge: Madeline Williams
Attorney for the State: Andrei Lee
Respondent: not present, not represented

State's motion to proceed in default granted.

S. Priebel moved and seconded by D. Shoffner to find in the case of Patricia Smith the facts alleged in the notice of charges true, 10-13.

5-yes
Carried

S. Priebel moved and seconded by D. Shoffner to find the causes of action a violation of T.C.A. 63-7-115(a)(1)(G).

5-yes
Carried

S. Priebel moved and seconded by D. Shoffner to revoke the LPN license of Patricia Smith, assess one type B civil penalty totaling \$750.00 plus the original civil penalty of \$750.00 and assess the cost of prosecution.

5-yes
Carried

It is the policy of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds this respondent guilty of probation violation – making the board's action appropriate.

Julie Williamson
RN #106595

Administrative Law Judge: Madeline Williams
Attorney for the State: Andrei Lee
Respondent: not present, not represented

Motion to proceed in default granted.

B. Brennan moved and seconded by D. Shoffner to find in the case of Julie Williamson the facts alleged in the Notice of Charges true, 10-14.

5-yes
Carried

B. Brennan moved and seconded by S. Priebel to find the causes of action a violation of T.C.A. 63-7-115(a)(1).

5-yes
Carried

B. Brennan moved and seconded by S. Priebel to revoke the RN license #106595 of Julie Williamson and assess two Type C civil penalties totaling \$1,000.

5-yes
Carried

It is the policy of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds this respondent guilty of violation of probation making the board's action appropriate.

Rhonda Wilson
LPN #30631

Administrative Law Judge: Madeline Williams
Attorney for the State: Wilma James
Respondent: not present, not represented

Motion to hold the respondent in default and hear the case today granted.

W. Hooper moved and seconded by S. Priebel to find in the case of Rhonda Wilson the facts alleged in the Notice of Charges true, 11-15 (amended).

5-yes
Carried

W. Hooper moved and seconded by S. Priebel to find the causes of action a violation of T.C.A. 63-7-115(a)(1)(B)(C)(F)(G) and Rule 1000-2-.13(1)(g).

5-yes
Carried

W. Hooper moved and seconded by S. Priebel to revoke the LPN license of 30631 and assess two type A civil penalties and one type C civil penalty totaling \$2,500.00 and assess costs.

5-yes
Carried

It is the policy of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds this respondent guilty of multiple violations of the practice act making the action to revoke appropriate.

Angela Jackson
RN #121268

Administrative Law Judge: Madeline Williams
Attorney for the State: Raney Irwin
Respondent: not present, not represented

Motion for default granted.

W. Hooper moved and seconded by D. Shoffner to find in the case of Angela Jackson the facts alleged in the notice of charges true, 10-12.

5-yes
Carried

W. Hooper moved and seconded by S. Priebel to find the causes of action a violation of T.C.A. 63-7-115(a)(1)(B) and Rule 10001-.13(2)(5).

5-yes
Carried

W. Hooper moved and seconded by S. Priebel to revoke the LPN license of Angela Jackson assess three type C civil penalties totaling \$1500.00 and assess the cost of prosecution.

5-yes
Carried

It is the policy of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds this respondent guilty – making the board action appropriate.

April Young
LPN #51108

Administrative Law Judge: Madeline Williams
Attorney for the State: Raney Irwin
Respondent: not present, not represented

Motion for default granted.

D. Shoffner moved and seconded by S. Priebel to find in the case of April Young the facts alleged in the Notice of Charges true, 10, 11, 12.

5-yes
Carried

D. Shoffner moved and seconded by S. Priebel to find the causes of action a violation of T.C.A. 63-7-115(a)(1)(B) and Rule 1000-2-.13(5).

5-yes
Carried

D. Shoffner moved and seconded by S. Priebel to revoke the LPN license #51108 of April Young and assess two type C civil penalties in the amount of \$1,000.00 and assess the costs of prosecution.

5-yes
Carried

It is the policy of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds this respondent guilty of a crime making the board's action to revoke appropriate.

Phillip Maxwell
LPN #49804

Administrative Law Judge: Madeline Williams
Attorney for the State: Wilma James
Respondent: not present, not represented

Motion for default true.

W. Hooper moved and seconded by S. Priebe to find the case of Phillip Maxwell the facts alleged in the notice of charges true, 10-12.

5-yes
Carried

W. Hooper moved and seconded by S. Priebe to find the causes of action a violation of T.C.A. 63-7-115(a)(1)(A)(B) and Rule 1000-2-.13(2)(9)(5).

5-yes
Carried

W. Hooper moved and seconded by S. Priebe to revoke the LPN license of Phillip Maxwell assess one type A civil penalties and one type C civil penalty totaling \$1,500.00, assess the cost of prosecution and notify employer of record.

5-yes
Carried

It is the policy of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds this respondent guilty as alleged in the notice of charges – making the board's action appropriate.

Roy Bollinger
LPN #58920

Administrative Law Judge: Madeline Williams
Attorney for the State: Andrei Lee
Respondent: not present, not represented

Motion for default granted.

S. Priebel moved and seconded by W. Hooper to find in the case of Roy Bollinger the facts alleged in the notice of charges true, 10, 11, 13.

5-yes
Carried

S. Priebel moved and seconded by W. Hooper to find the causes of action a violation of T.C.A. 63-7-115(a)(1)(C)(D)(F) and Rule 1000-2-.13(1)(f)(g).

5-yes
Carried

S. Priebel moved and seconded by W. Hooper to revoke the LPN license of Roy Bollinger, assess two type A civil penalties totaling of \$2,000.00 and assess the cost of prosecution.

5-yes
Carried

It is the policy of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds this respondent guilty of violating the practice act – making the board action appropriate.

Fernando Torres
RN #95505

Administrative Law Judge: Madeline Williams
Attorney for the State: Andrei Lee
Respondent: not present, not represented

Motion for default granted.

S. Priebel moved and seconded by D. Shoffner to find in the case of Fernando Torres the facts alleged in the notice of charges true, 10-16.

5-yes
Carried

S. Priebel moved and seconded by D. Shoffner to find the causes of action a violation of T.C.A. 63-7-115(a)(1)(A)(B)(C)(F) and Rule 1000-1-.13(1)(a), 1000-1-.13(2)(5).

5-yes
Carried

S. Priebel moved and seconded by W. Hooper to revoke the RN license of Fernando Torres, assess two type A civil penalties totaling \$2,000.00, assess the cost of prosecution and attempt to notify the last employer.

5-yes
Carried

It is the policy of the board to protect the health, safety, and welfare of the citizens of Tennessee. The board finds this respondent guilty of multiple violation of the practice act and crimes – making the board's action to revoke appropriate.

Adjournment: 9:30 p.m.

Cheryl Stegbauer, Ph.D., RN
Chairman

Date

Elizabeth Lund, MSN, RN
Executive Director

Date

EL/G3015066/BNmin